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### OFFICE OF PETITIONS

PATENT MAINTENANT DIVISION

"PATENTS"

2004 SEP -9 AM 10:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)
	) Group Art Unit: 2878
RUDOLF SCHWARTE	)
·	) Examiner: Thanh X. Luu
SERIAL NO.: 09/254,333	)
	)
FILED: March 4, 1999	)
	) Conf. Number: 6824
FOR: METHOD AND APPARATUS	)
FOR PHOTOMIXING	)

Mail Stop: Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

#### **CORRECTION OF FEES PAID SUBSEQUENT TO FILING**

This application was filed as a large entity. While no assignment was ever filed, the individual applicant had licensed the invention to a large entity. Subsequent payments for additional claims and an extension of time were inadvertently paid in the small entity amount, without deceptive intent.

It has been recently realized that the applicant is not a small entity. The fees that were erroneously paid as a small entity are identified as follows:

09/09/2004 DALLEN 00000010 09254333

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595.00 OP

PATENT MAINTENANT DIVISION

Extension of Time All 19: 25 Fee involved Additional Claims Additional Claims Small entity fee actually paid and date 36 504 55 paid 1/6/2004 5/21/2004 6/25/2004 Current amount due 72 1008 110 Total deficiency owed, based on one-half of 36 504 55 large entity fee according to current fee schedule Total now due \$595

Submitted herewith is a Fee Transmittal form with the deficiency payment identified above.

Please charge any deficit or credit any excess to our Deposit Account No. 02-0460.

Respectfully submitted,

**RUDOLF SCHWARTE** 

By: Lawrence A. Maxham

Attorney for Applicant Registration No. 24,483

THE MAXHAM FIRM

750 'B' STREET, SUITE 3100 SAN DIEGO, CALIFORNIA 92101 TELEPHONE: (619) 233-9004

FACSIMILE: (619) 544-1246

Approved for use through 04/30/2003. OMB 06511003 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL **FORM** 

(to be used for all correspondence after initial filing)

**Application Number** 09/254,333 Filing Date March 4, 1999 First Named Inventor **RUDOLF SCHWA** Art Unit 2878 Thanh X. Luu Examiner Name

M 10: 25

Total Number of Pages in This Submission

04 Attorney Docket Number 1184-6 ENCLOSURES (check all that apply) After Allowance Communication to Fee Transmittal Form ☐ Drawing(s) Group Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences **Appeal Communication to Group** Amendment / Response Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information **Provisional Application** Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Terminal Disclaimer Other Enclosure(s) Extension of Time Request (please identify below): 1. Correction of Fees Paid Request for Refund 2. Return Postcard Express Abandonment Request CD, Number of CD(s) 3. Check for \$595 Information Disclosure Statement Certified Copy of Priority Remarks Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm The Maxham Firm Lawrence A. Maxham, Reg. No. 24,483 Individual name Signature Date 3 Séptember 2004

the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: 3 September 2004 Typed or printed name Lawrence A. Maxham, Reg. No. 24,483 Date 3 September 2004 Signature resolo

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# FEE TRANSMITTAL for FY 2004 RECEIVE

SEP  $oldsymbol{0}$  9 200 Patent fees are subject to annual revision.

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Application Number	09/254,333	UI	₹1
Filing Date	March 4, 1999		
First Named Inventor	RUDOLF SCHWARTE		
Examiner Name	Thanh X Luu	ממון פרם	_

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TAILUIT

	OFFICE OF PETI	ြင့်ပုံလို့ Art Unit
TOTAL AMOUNT OF PAYMENT	(\$) 595	Attornov Docko

\*\*or number previously paid, if greater; For Reissues, see above

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ME	THOD OF PAYMENT (ch	eck all that	t apply)		-		FEE C	ALCULATION (continued)	
eck [] (	Credit card	☐ Other	□ None	3. A	DDITIONAL Large Entity Fee (\$)	Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
eposit				1051	130	2051	65	Surcharge - late filing fee or oath	
ccount	020460			1052	50	2052	25	Surcharge - late provisional filing fee	

Deposit Account:  Deposit Account  Deposit  Account  Number  Deposit  Account  Number  Deposit  Account  Number  Deposit  Account  THE MAXHAM FIRM  Name  The Commissioner is authorized to: (check all that apply)  Charge fee(s) indicated below  Charge any additional fee(s) during the pendency of this application  Charge fee(s) indicated below, except for the filling fee    Fee Code (\$)   Fee Descript     1051   130   2051   65   Surcharge - late filing fee     1052   50   2052   25   Surcharge - late provision or cover sheet.    1053   130   1053   130   Non-English specification or cover sheet.    1054   920*   1804   920*   1804   920*   1804   920*   1804   920*   1804   920*   1805   1,840*   1,840*   1	pe or oath onal filing fee on eexamination of SIR prior to
Account Number  Deposit Account Name  THE MAXHAM FIRM Name  The Commissioner is authorized to: (check all that apply)  Charge fee(s) indicated below Credit any overpayments  Charge any additional fee(s) during the pendency of this application  Charge fee(s) indicated below, except for the filling fee	onal filing fee
Number  Deposit Account Name  The Commissioner is authorized to: (check all that apply)  Charge fee(s) indicated below ☑ Credit any overpayments ☑ Charge fee(s) indicated below, except for the filling fee    Statistical Statistics   1053   130   1053   130   Non-English specification   1812   2,520   1812   2,520   For filing a request for relation   1804   920*   1804   920*   1804   920*   1804   920*   1804   920*   1805   1,840*   1,840*   1,8	eexamination of SIR prior to
Deposit Account Name  The Commissioner is authorized to: (check all that apply)  Charge fee(s) indicated below Credit any overpayments  Charge fee(s) indicated below, except for the filing fee	eexamination of SIR prior to
Account Name  THE MAXHAM FIRM  Name  The Commissioner is authorized to: (check all that apply)  Charge fee(s) indicated below Credit any overpayments  Charge any additional fee(s) during the pendency of this application  Charge fee(s) indicated below, except for the filling fee  THE MAXHAM FIRM  1802  2,520  For filing a request for reference in the filling and a requestion of the filling fee  Requesting publication of Examiner action  1805  1,840*  1805  1,840*  1805  1,840*  1805  1,840*  1805  1,840*  1805  1,840*  1805  1,840*  1806  Examiner action  1251  110  2251  55  Extension for reply withing a request for reference in the filling fee	of SIR prior to
Name    1804   920*   1804   920*   Requesting publication of Examiner action   The Commissioner is authorized to: (check all that apply)   Charge fee(s) indicated below   Credit any overpayments   Charge any additional fee(s) during the pendency of this application   Charge fee(s) indicated below, except for the filling fee    1805   1,840*   1805   1,840*   Requesting publication   Requesting publication   Examiner action   Examiner action   1251   110   2251   55   Extension for reply withing   1251   125	· L
☐ Charge fee(s) indicated below ☐ Credit any overpayments ☐ Charge any additional fee(s) during the pendency of this application ☐ Charge fee(s) indicated below, except for the filing fee  1251 110 2251 55 Extension for reply withing the pendency of this application in the filing fee	of SIR after
Charge fee(s) indicated below, except for the filing fee	
	in first month
to the above-identified deposit account.  1252 420 2252 210 Extension for reply within month	in second
FEE CALCULATION 1253 950 2253 475 Extension for reply within	in third month
1. BASIC FILING FEE 1254 1,480 2254 740 Extension for reply within month	
Fee Fee Fee Fee Description 1255 2,010 2255 1,005 Extension for reply within	in fifth month
Code (\$) Code (\$) Fee Paid 1401 330 2401 165 Notice of Appeal	
1001 770 2001 385 Utility filling fee 1402 330 2402 165 Filing a brief in support of	of an appeal
1002 340 2002 170 Design filing fee 1403 290 2403 145 Request for oral hearing	··· <del></del>
1003 530 2003 265 Plant filing fee 1451 1,510 1451 1,510 Petition to institute a pul proceeding	·
1005 160 2005 80 Provisional filling fee 1452 110 2452 55 Petition to revive – unav	voidable
1453 1,330 2453 665 Petition to revive – unint	
SUBTOTAL (1) (\$) 0   1501 1,330 2501 665 Utility issue fee (or reiss	sue)
2. EXTRA CLAMPETE. 1502 480 2502 240 Design issue fee	<i>'</i>
2. EXTRA CLAIM FEES  Extra Fee from Fee 1503 640 2503 320 Plant issue fee	
Claims below Paid 1460 130 1460 130 Petitions to the Commis	sioner
Total Claims - ** = 0 X = 0 1807 50 1807 50 Processing fee under 37	7 CFR 1.17 (g)
ndependent - ** = 0 X = 0 1806 180 1806 180 Submission of Information	on Disclosure
Multiple Recording each patent a per property (times num properties)	
Large Entity Small Entity  Fee Fee Fee Fee Fee Description  1809 770 2809 385 Filing a submission after (37 CFR § 1.129(a))	r final rejection
Code (\$) Code (\$) 180 2002 9 Claims in excess of 20 1810 770 2810 385 For each additional inverse examined (37 CFR § 1.	
1201 86 2201 43 Independent claims in excess of 3	
1203 290 2203 145 Multiple dependent claim, if not paid 1801 770 2801 385 Request for Continued Example 1801 770 2801 770 2801 770 770 770 770 770 770 770 770 770 7	` '
1204 86 2204 43 ** Reissue independent claims over original patent 1802 900 1802 900 Request for expedited example of a design application	nination
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2) (\$) 0 Other fee (specify) Correction of Fees Subsequent to Filing	g 595

SUBMITTED BY				Cor	Complete (if applicable)		
Name (Print/Type)	Lawrence A. Maxham	Registration No. Attorney/Agent)	24,483	Telephone	619-233-9004		
Signature	Kowren	e (Allaxha		Date	3 September 2004		

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$) 595

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